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**Birch, Stewart, Kolasch & Birch, LLP**

# Fax

**To:** Examiner K. Tamai**From:** Robert F. Gnuse

U.S. Patent and Trademark Office

**Fax:** 703-746-4173**Date:** April 4, 2003**Phone:****Pages:** 14 (including cover sheet)**Your Ref.:****Our Ref.:** 1928-0128P**Re:****CC:**

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

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**Comments:** Attached herewith is a copy of the Amendment filed on October 3, 2002, along with the stamped postcard receipt as per your request. Please do not hesitate to contact us if you need anything further.

Regards,

Robert F. Gnuse

COPY

Papers Filed herewith on: October 3, 2002  
 DOCKET NO.: 1928-0128P  
 ATTY: KM/REG  
 APPLICANT(S): Roger F. BARNES  
 USSN: 07/002,615 FILED: 5-17-1991  
 PAI NO.:

☐ New Application with Transmittal Letter  
☐ Utility ☐ Design ☐ CIP ☐ PCT ☐ Provisional  
☐ Filing Under 37 CFR 1.53(b) ☐ CONT ☐ DR  
☐ Filing Under 37 CFR 1.53(d) (CPA)  
☐ Specification Consisting of: \_\_\_\_\_ pages  
☐ Combined Declaration & Power of Attorney  
☐ Assignment / Cover Letter  
☐ Letter to Official Draftsman  
☐ Drawings \_\_\_\_\_ Sheets ☐ Formal ☐ Informal ☐ Red-Ink  
☐ Completion of Filing Requirements, PCT/CO/ORD/65  
☐ or PTO-1533 and Executed Declaration  
☐ Priority Document(s) / Cover Letter, No. Doc. \_\_\_\_\_  
☒ Amendment  
☐ Transmittal Lt ☒ Large Entity ☐ Small Entity  
☐ Response  
☐ Information Disc Stmt, PTO-1469(s) doc(s)  
☐ Notice of Appeal  
☐ Issue Fee Transmittal  
☐ FEES: \_\_\_\_\_  
☐ Letter: \_\_\_\_\_  
☐ Other: \_\_\_\_\_

Receipt is hereby acknowledged of the papers filed as indicated in connection with the above identified case.  
 COMMISSIONER OF PATENTS AND TRADEMARKS  
 Due Date: 11-30-02  
 Handcarry: \_\_\_\_\_

DOCKET NO. 1928-0128P

Oct 03 2002  
 RECEIVED  
 PATENT & TRADEMARK OFFICE

PATENT  
1928-0128P

## IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Roger F. BAINES Conf.: 7311  
Appl. No.: 07/702,615 Group: 2834  
Filed: May 17, 1991 Examiner: K. TAMAI  
For: ELECTRIC MOTOR WITH BRUSH ASSEMBLY  
SUPPORTING TWO SEPARATELY FORMED  
BRUSHES

LARGE ENTITY TRANSMITTAL FORMAssistant Commissioner for Patents  
Washington, DC 20231

October 3, 2002

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	2	-	24	=	0	\$18	\$0.00
INDEPENDENT	2	-	7	=	0	\$84	\$0.00
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						\$280	\$0.00
						TOTAL	\$0.00

Appl. No. 07/702,615

- ☐ Petition for ( ) month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- ☒ No fee is required.
- ☐ Check(s) in the amount of \$0.00 is(are) enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH &amp; BIRCH, LLP

By Joe McKinney Muncy  
Joe McKinney Muncy, #32,334

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*KM* KM/RFG/mua  
1928-0128P

Attachment(s)

(Rev. 09/19/02)

PATENT  
1928-0128P

## IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Roger F. BAINES                      Conf.: 7311  
Appl. No.: 07/702,615                      Group: 2834  
Filed: May 17, 1991                      Examiner: K. TAMAI  
For: ELECTRIC MOTOR WITH BRUSH ASSEMBLY  
SUPPORTING TWO SEPARATELY FORMED  
BRUSHES

AMENDMENT

Assistant Commissioner for Patents  
Washington, DC 20231

October 3, 2002

Sir:

In response to the Examiner's Office Action dated August 30, 2002, the following amendments and remarks are respectfully submitted in connection with the above-identified application.

In the Claims:

Please cancel claims 48, 51-58, 60-67, 72, 75-79 and 93 without prejudice or disclaimer of the subject matter contained therein.

Please add the following claims:

--94.        An electric motor brush assembly for being mounted in a DC electric motor, consisting of: